

**DFC - CMC - 09**



DEPARTMENT OF THE NAVY

(b)(6), (b)(7)(c)

1616

Ser (b)(6), (b)(7)(c) / 435

12 June 2018

From: (b)(6), (b)(7)(c)  
To: Commander, Navy Personnel Command (PERS-832)

Subj: ADDENDUM TO REPORT OF NJP AND DETACHMENT FOR CAUSE ICO  
CMDM (b)(6), (b)(7)(c) USN

Ref: (a) Report of NJP and Detachment for Cause ICO CMDM (b)(6), (b)(7)(c)  
USN

1. The following recommendation is provided as directed in reference to CMDM (b)(6), (b)(7)(c) misconduct and DFC.

2. I do not believe CMDM (b)(6), (b)(7)(c) actions warrant an administrative separation or a show cause requirement. While onboard for the last two years leading up to the incident that resulted in his DFC, CMDM (b)(6), (b)(7)(c) performed his duties in an exemplary manner and served as my right hand going above and beyond normal shipboard CMC duties.

3. CMDM (b)(6), (b)(7)(c) has accepted full responsibility for his actions and received adequate care following the incident. Additionally, he has submitted the requisite paperwork to transfer to the fleet reserves, to which I have concurred.

4. Point of contact for this matter is LTIC (b)(6), (b)(7)(c) she can be reached at (b)(6), (b)(7)(c)



DEPARTMENT OF THE NAVY

(b)(6), (b)(7)(c)

1616  
Ser (b)(6), (b)(7)(c) 206  
1 May 18

From: (b)(6), (b)(7)(c)  
To: Commander, Navy Personnel Command (PERS-832)  
Via: (1) CMDCM (b)(6), (b)(7)(c)  
(2) (b)(6), (b)(7)(c)

Subj: REPORT OF NJP AND DETACHMENT FOR CAUSE ICO CMDCM (b)(6), (b)(7)(c)  
(b)(6), (b)(7)(c)

Ref: (a) MILPERSMAN 1616-010

Encl: (1) Preliminary Inquiry dated 15 Mar 18  
(2) Report and Disposition of Offenses dated 20 Mar 18  
(3) Pre-Mast Procedural Documents – JAGMAN 0109 and Article 31b rights  
(4) CMDCM (b)(6), (b)(7)(c) NJP appeal rights dated 5 Apr 18  
(5) Punitive Letter of Reprimand  
(6) Member's acknowledgement of DFC request

1. Per reference (a), enclosures (1) through (6) are forwarded for review and action. During a non-judicial punishment proceeding held on 5 April 2018, CMDCM (b)(6), (b)(7)(c) was found, by a preponderance of the evidence, to have committed the following offenses:

a. Violation of Article 92, UCMJ: dereliction in performance of his duties. The duties of a Command Master Chief, by custom of Naval Service, are 24 hours a day, not only while at the office. On or around 4 February 2018, 18 February 2018, and 22 February 2018, CMC was derelict in his duties to uphold the standards of the Chief Petty Officer, Senior leader, and mentor onboard (b)(6), (b)(7)(c) when he inappropriately sent messages to the spouse of a fellow chief.

b. Violation of Article 134, UCMJ: indecent conduct. On or around 4 February 2018, 18 February 2018, and 22 February 2018, CMC sent inappropriate obscene and sexual messages via private social media chats.

c. Violation of Article 134, UCMJ: disorderly conduct. On or around 4 February 2018, 18 February 2018, and 22 February 2018, CMC sent inappropriate obscene and sexual messages via private social media chats. While inebriated, he sent unwelcome sexual messages, which affected the peace and quiet of the recipient and her spouse as a witness thereto, thereby disturbing and provoking resentment.

2. At NJP, CMDCM (b)(6), (b)(7)(c) pled guilty and simply accepted full responsibility without providing any further explanation. In addition, he did not present any documentary evidence on his behalf during the proceeding. After careful consideration of enclosures (1) through (4), CMDCM (b)(6), (b)(7)(c) was awarded forfeiture of \$2,500 and a Punitive Letter of Reprimand. Per enclosure (5), CMDCM (b)(6), (b)(7)(c) was informed of his right to appeal immediately following the NJP proceedings. CMDCM (b)(6), (b)(7)(c) did not appeal the proceedings and per enclosure (4), acknowledged receipt of the Punitive Letter of Reprimand on 9 April 2018 and declined to appeal or make a statement.

3. I request CMDCM (b)(6), (b)(7)(c) be detached for cause from (b)(6), (b)(7)(c) (b)(6), (b)(7)(c) by reason of misconduct and unsatisfactory performance of duty. By virtue of his misconduct and the strife he has created within the chief's mess, CMDCM (b)(6), (b)(7)(c) can no longer serve as my Command Master Chief, nor can he be otherwise assigned within my unit. CMDCM (b)(6), (b)(7)(c) has been assigned to this command since (b)(6), (b)(7)(c) 2016 and has been performing duties as Command Master Chief since (b)(6), (b)(7)(c) 2016.

4. I have given a copy of this request to CMDCM (b)(6), (b)(7)(c) and have informed CMDCM (b)(6), (b)(7)(c) that the request may be filed in his official record. CMDCM (b)(6), (b)(7)(c) was also informed by enclosure (4) that he has the right to submit a written statement and has 10 days after receipt of this letter, until 25 May 2018 to do so.

5. By copy of this letter, CMDCM (b)(6), (b)(7)(c) is notified of his right, per reference (a), to submit a statement, within 10 calendar days of receipt, concerning this Report of NJP, which may be included as an adverse matter in his official record. CMDCM (b)(6), (b)(7)(c) is advised that his statement or declination to make a statement will be reflected in his endorsement to this report. Finally, in his endorsement to this Report of NJP, CMDCM (b)(6), (b)(7)(c) is instructed to acknowledge that he has reviewed the report and that he understands the report may be included as adverse matter in his official record.

6. Point of contact for this matter is LTJG (b)(6), (b)(7)(c) she can be reached at (b)(6), (b)(7)(c)